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22 *Attorneys for Plaintiff*

23
24 **UNITED STATES DISTRICT COURT**
25
26 **DISTRICT OF NEVADA**

27 CHINA ENERGY CORPORATION, a Nevada
28 corporation,

CASE NO. 3:13-cv-00562-MMD-VPC

29 Plaintiff,

30 vs.

31 ALAN T. HILL, ELENA SAMMONS,
32 MICHAEL SAMMONS, THOMAS S.
33 VREDEVOOGD, TRUSTEE OF THE
34 KIMBERLY J. VREDEVOOGD TRUST UA
35 1007/2008, JUN HE, and RANDY DOCK
36 FLOYD,

37 Defendants.

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39 **STIPULATION AND [PROPOSED] ORDER ESTABLISHING A BRIEFING**
40 **SCHEDULE ON ALL MOTIONS FOR SUMMARY JUDGMENT REGARDING CEC'S**
41 **FIRST CLAIM FOR RELIEF**

42
43 **(FIRST REQUEST)**

1 Plaintiff, China Energy Corporation (“CEC”), by and through its counsel of record,
2 Gordon Silver and Ulmer & Berne LLP, and Defendants, in proper person and through their
3 respective counsel as indicated below, hereby stipulate and agree as follows:

4 1. The deadline to file motions for summary judgment is December 19, 2014. (Dkt.
5 No. 274).

6 2. As of the date of this stipulation, one motion for summary judgment has been
7 filed on behalf of Defendant Alan T. Hill. (Dkt. No. 280). CEC’s opposition to this motion is
8 currently due on or before December 4, 2014. *See* LR 7-2(e).

9 3. However, given that this case involves six individual defendants and one third
10 party defendant, the parties anticipate that multiple motions for summary judgment will be filed
11 by the parties.

12 3. In order to promote efficiency in managing the deadlines associated with multiple
13 motions and the Court’s decisions with respect to such motions, and to avoid confusion as to the
14 briefing deadlines, the parties agree that any opposition to any motion for summary judgment
15 should be due on the same date. Similarly, any reply in support of any motion for summary
16 judgment should be due on the same date.

17 4. As such, the parties stipulate and agree to the following briefing schedule:

18 a. Any opposition to any motion for summary judgment filed by any party
19 with respect to CEC’s first claim for relief is due on or before January 20, 2015.

20 b. Any reply in support of any motion for summary judgment with respect to
21 CEC’s first claim for relief is due on or before February 6, 2015.

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1 5. This is the first stipulation regarding a modification to the briefing schedule for
2 motions for summary judgment on CEC's first claim for relief.

3 DATED this 4th day of December, 2014.

4 DATED this 4th day of December, 2014.

5 GORDON SILVER

6 HOLLAND & HART

7 By: /s/ Justin J. Bustos

8 Michael N. Feder
9 Justin J. Bustos
10 Anjali D. Webster
11 100 West Liberty Street
12 Suite 940
13 Reno, Nevada 89501

14 Attorneys for China Energy Corporation

15 By: /s/ Richard L. Elmore

16 Richard L. Elmore
17 5441 Kietzke Lane, 2nd Floor
18 Reno, NV 89511

19 Attorney for Thomas S. Vredevoogd, Trustee
20 the Kimberly J. Vredevoogd Trust USA
21 1007/2008

22 DATED this 4th day of December, 2014.

23 DATED this 4th day of December, 2014.

24 By: /s/ Elena Sammons

25 Elena Sammons
26 15706 Seekers St
27 San Antonio, TX 78255

28 Defendant in Proper Person

1 By: /s/ Michael Sammons

2 Michael Sammons
3 15706 Seekers St
4 San Antonio, TX 78255

5 Defendant in Proper Person

6 DATED this 4th day of December, 2014

7 DATED this 4th day of December, 2014.

8 RUMBERGER KIRK & CALDWELL

9 By: /s/ Edmund J. Gorman

10 Edmund J. Gorman Jr.
11 Attorney at Law, Ltd.
12 Bar No. 11581
13 335 W. First Street
14 Reno, Nevada 89503

15 Attorney for Defendant Alan T. Hill

16 By: /s/ Meredith Lees

17 Peter J. Tepley, admitted pro hac vice
18 Meredith Lees, admitted pro hac vice
19 Rebecca Beers, admitted pro hac vice
20 2204 Lakeshore Drive, Suite 125
21 Birmingham, AL 35209

22 Attorneys for COR Clearing, LLC

1 DATED this 4th day of December, 2014

1 DATED this 4th day of December, 2014

2 By: /s/ Jun He

3 Jun He
231 Split Rock Rd
4 The Woodlands, TX 77381

5 Defendant in Proper Person

2 By: /s/ Randy Dock Floyd

3 Randy Dock Floyd
4000 Goff Road
5 Aynor, SC 29551

6 Defendant in Proper Person

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ORDER

Pursuant to the foregoing Stipulation, IT IS HEREBY ORDERED that any opposition to any motion for summary judgment filed by any party with respect to CEC's first claim for relief is due on or before January 20, 2015.

IT IS FURTHER ORDERED that any reply in support of any motion for summary judgment filed by any party with respect to CEC's first claim for relief is due on or before February 6, 2015.

IT IS SO ORDERED

DATED this _____ day of December, 2014.

UNITED STATES DISTRICT JUDGE

CERTIFICATE OF SERVICE

The undersigned, an employee of Gordon Silver, hereby certifies that she served a copy of **STIPULATION AND [PROPOSED] ORDER TO EXTEND TIME FOR TO DEPOSE THE DEPOSITORY TRUST COMPANY** via CM/ECF on December 4, 2014 to the following individuals:

7 Richard L. Elmore, Esq.
8 Holland & Hart
9 5441 Kietzke Lane, 2nd Floor
10 Reno, NV 89511
11 Attorney for Thomas S. Vredevoogd,
12 Trustee of the Kimberly J. Vredevoogd
13 Trust UA 1007/2008

Michael Sammons
15706 Seekers St
San Antonio, TX 78255
Defendant in Proper Person

12 Edmund J. Gorman Jr.
13 Attorney at Law, Ltd.
335 W. First Street
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Reno, Nevada 89521

Peter J. Tepley
Meredith Lees
Rebecca Beers
RUMBERGER KIRK & CALDWELL
2204 Lakeshore Drive, Suite 125
Birmingham, AL 35209

And by U.S. Mail, postage prepaid, to the following individuals:

Randy Dock Floyd
4000 Goff Road
Aynor, SC 29551
Defendant in Proper Person

23 Jun He
24 231 Split Rock Rd
The Woodlands, TX 77381
25 Defendant in Proper Person

/s/ Cindy S. Grinstead
An employee of GORDON SILVER